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Attorney Docket # 174

TO 2800 MAIL ROOM
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
)
Yamazaki et al.)
)
Serial No.: 09/544,801)
)
Filed: April 7, 2000)
)
For: Semiconductor Device And)
Method For Fabricating The Same)
)
Art Unit: 2826)
)
Examiner: N. Flynn)

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Commissioner for Patents, Washington,
D.C. 20231, on April 18, 2002

Lin J. Gentry

Date: 4-18-02

Commissioner for Patents
Washington, D.C. 20231

April 16, 2002

ELECTION

Sir:

In response to the Restriction Requirement of February 22, 2002, a one month extension of time being separately requested, Applicants elect to prosecute Embodiment I described on pages 9-20. Applicants believe that all of the independent claims (i.e. Claims 1, 10, 19, 28, 40 and 52) are readable thereon and all of the remaining claims (i.e. Claims 1-63) are also readable thereon.

Applicants are making this election without prejudice to later filing a divisional application on the non-elected species.

Respectfully submitted,

Date: April 18, 2002

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